THE HON'BLE MR JUSTICE K.C. BHANU

On Thursday, the fifteenth day of September

Two thousand and five.

W.P. No.18670 of 2005

B.Prasanth Kumar and others.

…….Petitioners.

And

The Commissioner of Excise, Government of Andhra Pradesh, Hyderabad, and others.

……Respondents.

O R D E R:

This writ petition is filed by the petitioners to declare the action of the respondents 1 and 2 in entertaining the application of the 3rd respondent for grant of licence to run a Bar & Restaurant, as contrary to the Rule 6 (ii) of Andhra Pradesh Excise (Grant of License of selling by Bar and conditions of Licence) Rules 2005 (for short 'Rules') and also violative to the principles of natural justice.

The affidavit of the petitioners is very vague as to whether the Church by name 'Telugu Baptist Church' and also a 'Dargha' have been registered under Wakf Board or with the competent authorities. It is stated that near the premises the Telugu Baptist Church and Darga are in existence. Unless the Church and the Darga registered with the competent authorities the said action of the respondents under Rule 6(ii) of the Rules, cannot take cognizance.

Hence the writ petition is devoid of merits and is dismissed. No order as to costs.

Justice K.C.BHANU.

15th September 2005.

BCS